

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

Laborers' Pension Funds et al.,

V.

Apex Excavating, Inc.

07CV 6635
JUDGE COAR
MAGISTRATE JUDGE COX

DESIGNATED
MAGISTRATE JUDGE:

TO: (Name and address of Defendant)

Apex Excavating, Inc.
Registered Agent
David J. Kendle
221 N. LaSalle Street, Suite 1430
Chicago, IL 60601

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Karen I. Engelhardt
Allison, Slutsky & Kennedy, P.C.
230 W. Monroe Street, Suite 2600
Chicago, IL 60606

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MICHAEL W. DOBBINS, CLERK

(By) DEPUTY CLERK

DATE

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RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾

DATE

11/26/07

NAME OF SERVER (PRINT)

Michael Andre Smith

TITLE

Process Server

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served: I personally handed the Summons and Complaint to Mr. David J. Kendle. Service was effected at 221 N. LaSalle Street, Suite 1430, in Chicago, Illinois, at the hour of 3:00 p.m. on November 26, 2007.

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

☐ Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

11/26/07

Date

Signature of Server

Michael Andre Smith

LAW OFFICES

ALLISON, SLUTSKY & KENNEDY, P.C.

SUITE 2600

230 WEST MONROE STREET

CHICAGO, ILLINOIS 60606

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.